BOARD OF PUBLIC WORKS & SAFETY COUNCIL CHAMBERS DECEMBER 30, 2013

The Board of Public Works & Safety met in regular session on Monday, December 30, 2013 at 10:00 A.M., E.S.T.

Mayor Brown presided with the following members absent or present:

Present: Robert Crider, Jayne Farber, and Robert Sullivan

*Susan Fye resigned from the Board of Works effective December 19, 2013.

Jayne Farber made a motion for approval of the December 17, 2013 minutes. Bob Sullivan seconded the motion. Motion passed unanimously.

Aimee Morris, Engineering Technician, requested the Board approve a Supplemental Contract Amendment No. 2 with Hannum, Wagle & Cline Engineering for engineering services in connection with the reconstruction and widening of Indiana Avenue from SR 46 to Marr Road in the amount of \$24,000.00. Bob Crider made a motion to approve the request. Jayne Farber seconded the motion. Motion passed unanimously.

Thom Weintraut, Senior Planner, requested the Board approve a dedication of right-of-way of 0.02 acres on Carlos Folger Road for Cornerstone Commercial for a sidewalk that will be part of future development. Bob Crider made a motion to approve the request for Cornerstone Commercial West Fifth Replat as presented. Jayne Farber seconded the motion. Motion passed unanimously.

Jeff Logston, City Attorney and Executive Director of Administration, presented a Contract for Professional Attorney Services with Edwards Law Firm for an annual amount of \$34,000.00. Jayne Farber made a motion to approve the request and Bob Crider seconded the motion. Motion passed with a unanimous vote.

Jeff Logston requested the Board approve a General Release and Settlement Agreement with NuSun, Inc. releasing ownership of the property located at 7440 International Drive. Jeff stated NuSun, Inc. would be required to pay 2013 property taxes, which will be due in 2014. Discussion followed. Bob Crider made a motion to approve the General Release and Settlement Agreement with NuSun, Inc. as presented. Bob Sullivan seconded the motion. Motion passed unanimously.

David Allmon, Fire Chief, presented the Board with a spreadsheet, detailing bid comparisons for a Pumper fire apparatus and Quint fire apparatus. The bids were opened in BOW on December 10, 2013 and taken under advisement to allow time for review. The spreadsheet also stated whether or not the bidding vendors met the required specifications set forth by the Fire Department. David recommended the Board's approval of both the Quint fire apparatus and the Pumper fire apparatus to vendor E-One. Much discussion followed. Bob Crider made a motion to find the bid for the Quint with HME, Inc. as non-responsive and further to award the approval to vendor E-One. Jayne Farber seconded the motion. Prior to taking a vote, Mayor Brown stated the bidding process has been problematic in her opinion. Further stating this was supposed to be an open, fair, and competitive process and the City has struggled through this process with ethics violations. Bidders did not have adequate time to prepare bids and Board members did not have time to review recommendations. Mayor wasn't comfortable making a decision and, in her opinion, stated the City would be remiss to rush this decision making process. Mayor recommended restarting the bidding process. Mayor Brown called for a vote on the motion made by Bob Crider to award the bid to E-One for the Quint fire apparatus.

Motion failed with a vote of one in favor and three opposed. Mayor Brown, Bob Crider, and Bob Sullivan were the opposing voters. Bob Crider made a motion to reject all bids and revise specifications for the Pumper fire apparatus. Bob Sullivan seconded the motion. Motion passed

by a unanimous vote. Bob Crider made a motion to reject all bids and revise specifications for the Quint fire apparatus. Bob Sullivan seconded the motion. Motion passed by a vote of three in favor and one opposed. Jayne Farber voted nay.

Luann Welmer requested the Board approve nine (9) dockets of claims. Bob Crider made a motion to approve the request. Jayne Farber seconded the motion. Motion passed unanimously.

There being no further business, the meeting was adjourned at 12:16 A.M., E.S.T.

Presiding Officer

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Member

Member

*Not discussed during the meeting.